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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/088,160
Filing Date	March 13, 2002
First Named Inventor	Alexander KOZAK
Group Art Unit	1624
Examiner Name	John M. Ford
Attorney Docket Number	800.1015

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Total Number of Pages in This Submission 6

## ENCLOSURES (check all that apply)

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Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

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Signature					
Date	July 30, 2003				

## CERTIFICATE OF TRANSMISSION/MAILING

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Signature		Date	July 30, 2003

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800.1015 #8

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Re: Application of: KOZAK, et al.  
Serial No.: 10/088,160  
Filing Date: September 13, 2000  
For: **PHOSPHOLIPID PRODRUGS OF ANTI-  
PROLIFERATIVE DRUGS**  
Examiner: John M. Ford  
Art Unit: 1624

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July 30, 2003

**RESPONSE TO OFFICE ACTION**

S I R:

In response to the Office Action dated June 30, 2003 from the U.S. Patent and Trademark Office regarding the above-identified application, Applicants hereby respond as follows:

**REMARKS**

In the Office Action dated June 30, 2003, the Examiner stated that all of pending claims 1-16 and 18-30 are subject to a Restriction Requirement, contending that claim 1 contains multiple different compounds that are patentably distinct, such that there is a lack of unity of invention in the application. According to the Examiner, 37 CFR §1.475 allows examination of one compound invention, one process for making that compound and one process for using that compound. Thus, the Examiner has divided the claims into the following five groups that he contends are separate inventions and requires that a single invention be elected:

- (I) Claims 1-11 drawn to various prodrugs classified various dependent on what the anti-proliferative drug is. If this group is elected, a further election of a specific drug is required, e.g. methotrexate, flurorouridine, etc.